

**From:** [Gary Moore](#)  
**To:** [Stephen Halasz](#)  
**Subject:** Re: Falcon Refinery  
**Date:** 03/09/2010 04:17 PM  
**Attachments:** [Moran Ltr 2-16-10.pdf](#)

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See attached



Moran Ltr 2-16-10.pdf

Gary Moore  
EPA Region 6  
Response and Prevention Branch  
214-665-6609  
[moore.gary@epa.gov](mailto:moore.gary@epa.gov)  
▼ [Re: Falcon Refinery](#)

**Re: Falcon Refinery**

**Stephen Halasz** to: Gary Moore

03/09/2010  
03:55 PM

Gary,

NORCO is not throwing up their hands, they are requesting to use the letter of credit funds to complete the cleanup, they provided that in a letter to Gloria.

Before any final decisions are made at your team meeting please allow Mr. Bergner an opportunity to discuss the recommendation of the team.

**Stephen Halasz, P.G.**  
Environmental Group Manager  
1826 Kramer Lane, Suite M  
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9566867

>>> <Moore.Gary@epamail.epa.gov> 3/9/2010 3:48 PM >>>

Stephen:

The letter we got from Mr. Bergner appeared to indicate they were throwing up their hands. I will find out more on Wednesday when our team meets to discuss the road forward. I am certainly not the expert but looking at the wastes they sure look like they would be K052 and K169. The K169 is listed for benzene and you would have to show nondetect for benzene to get it out of the K169 listing. In addition, it appears to me that it would have to be incinerated. See the attached.

Gary Moore  
EPA Region 6  
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214-665-6609  
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**Re: Falcon Refinery**

**Stephen Halasz**

to: Gary Moore

03/09/2010 03:27 PM

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Gary,

We were planning on separating the waste that's left in the tanks using frac tanks and separators. Texas Molecular takes in all the clear liquid waste as haz waste and always has. The solids will be classified after the removal of the clear liquids and taken to US Ecology, which is an approved haz waste facility and the waste will be solidified or treated.

We were planning on using this procedure on all tanks with waste. I've included the bids from the subcontractor. Please contact me if you have any further questions.

I called you yesterday and left a message, is there a chance that NORCO can use their \$1 million letter of credit funds to finish the cleanup?

**Stephen Halasz, P.G.**  
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>>> <Moore.Gary@epamail.epa.gov> 3/9/2010 3:07 PM >>>

Stephen:

It appears that you were planning on disposing of the waste from all tanks except Tank 7 as non-hazardous. Just looking at it, without knowing anything else, it would appear that they would be disposed of as the following:

Tanks 7: K052  
Tanks 10, 26, and 27: K169

Is there a reason you did not consider Tank 10, 26, and 27 as hazardous waste?

Thanks

Gary Moore  
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